

TFC Contract No. 18-099-000  
Terracon Consultants, Inc.  
Amendment No. 1 to Assignment No. 6  
Project No.: 17-013-6091

**INDEFINITE DELIVERY INDEFINITE QUANTITY  
PROFESSIONAL SERVICES AGREEMENT  
BETWEEN  
THE TEXAS FACILITIES COMMISSION  
AND  
TERRACON CONSULTANTS, INC  
  
AMENDMENT NO. 1 TO ASSIGNMENT NO. 6**

**This Indefinite Delivery Indefinite Quantity Amendment No. 1 to Assignment No. 6** (hereinafter referred to as “Amendment No. 1 to Assignment No. 6”) is entered into by and between the **Texas Facilities Commission** (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701, and **Terracon Consultants, Inc.** (hereinafter referred to as “PSP”), located at 5307 Industrial Oaks Boulevard, Suite 160, Austin, Texas 78735, to be effective on the Effective Date (as defined below) and to be performed in accordance with the terms and conditions as follows:

**RECITALS.**

WHEREAS, the Parties entered into that one certain *Indefinite Delivery Indefinite Quantity Professional Services Agreement, TFC Contract No. 18-099-000* and dated September 22, 2017 (hereinafter referred to as the “Agreement”); and

WHEREAS, on May 26, 2020, the Parties entered into Assignment No. 6 for the purpose of providing geotechnical investigation engineering and report services for the Department of Public Safety; and

WHEREAS, the Parties now desire to enter into this Amendment No. 1 to Assignment No. 6 to provide for additional services and fees and to extend the Duration of Assignment No. 6, as more particularly set forth below;

NOW THEREFORE, the Parties hereby agree as follows:

1. Description of Project is amended to reflect Additional Services to be provided by PSP for geotechnical investigation and berm stability analysis, which shall be provided as set forth in **Exhibit A**, PSP’s Proposal for Amendment No. 1 to Assignment No. 6, dated April 20, 2021, attached hereto and incorporated herein for all purposes (hereinafter referred to as the “Project”).
2. Duration of Assignment is amended so that it reads in its entirety as follows:

**DURATION OF ASSIGNMENT:** The scope of services of this Assignment No. 6 shall be completed no later than August 31, 2024, unless terminated earlier as provided in Section 3.2 of the Agreement. The schedule is subject to

TFC Contract No. 18-099-000  
 Terracon Consultants, Inc.  
 Amendment No. 1 to Assignment No. 6  
 Project No.: 17-013-6091

adjustments for possible time extension; however, any extension of time must be approved by the TFC and shall require an amendment to Assignment No. 6.

3. Fee for Basic Services is amended so that it reads in its entirety as follows:

**FEE FOR BASIC SERVICES:** Fee for the services set forth in this Assignment No. 6 shall not exceed the sum of Thirty-Six Thousand Eight Hundred Fifty-One and No/100 Dollars (\$36,851.00). No more frequently than once per month, PSP shall submit a Pay Application to TFC for services performed and reasonable and necessary costs and expenses incurred through the last day of the previous month. Any reimbursable expenses, if allowed, shall be in accordance with Section 4.6 of the Agreement.

Except as amended and supplemented by this Amendment No. 1 to Assignment No. 6, the terms and conditions of the Agreement and of Assignment No. 6 shall remain in full force and effect.

**IN WITNESS WHEREOF** the Parties hereto have made and executed this Amendment No. 1 to Assignment No. 6 to be effective as of the date of the last Party to sign.

**TEXAS FACILITIES COMMISSION**

**TERRACON CONSULTANTS, INC.**

By:  By: 

Mike Novak

James Bierschwale, P.E.

Executive Director

Vice President

Date of Execution: 05/11/2021 | 9:47 AM CDT

Date of Execution: 05/11/2021 | 9:42 AM CDT

PM 

DGC 

Dir 

DED 

TFC Contract No. 18-099-000  
Terracon Consultants, Inc.  
Amendment No. 1 to Assignment No. 6

## **EXHIBIT A**



Reference Number: 88205068

## SUPPLEMENT TO AGREEMENT FOR SERVICES

### ADDITIONAL SERVICES TO SCOPE OF SERVICES AND FEES

This **SUPPLEMENT to AGREEMENT FOR SERVICES** to the original Agreement for Services (original Agreement dated 05/26/2020, Agreement reference number 88205068) is between Texas Facilities Commission ("Client") and Terracon Consultants, Inc. ("Consultant") for additional Services to be provided by Consultant for Client on the Project, as described in the Agreement for Services. This Supplement is incorporated into and part of the Agreement for Services.

- 1. Scope of Services.** The scope of the additional Services are described in the Scope of Services section of the Consultant's Supplemental Proposal, unless Services are otherwise described below or in Exhibit B to this Supplement (which section or exhibit are incorporated into the Supplement).

Perform 2 borings to 50 feet and subsequent laboratory testing.

Perform berm slope stability analysis and provide engineering report and recommendations.

- 2. Compensation.** Client shall pay compensation for the additional Services performed at the fees stated in the Supplemental Proposal unless fees are otherwise stated below or in Exhibit C to this Supplement (which section or exhibit are incorporated into the Supplement).

\$9,490.00

All terms and conditions of the **Agreement for Services** shall continue in full force and effect. This Supplement is accepted and Consultant is authorized to proceed.

Consultant: **Terracon Consultants, Inc.**

By:  Date: **4/20/2021**

For: Name/Title: **Alfonso A. Soto, PE / Department  
Manager/Principal**

Address: **1506 Mid Cities Dr  
Pharr, TX 78577-2128**

Phone: **(956) 283-8254** Fax: **(956) 283-8279**

Email: **Alfonso.Soto@terracon.com**

Client: **Texas Facilities Commission**

By: **Accepted by mutual** Date: \_\_\_\_\_

Name/Title: **execution of**

Address: **Amendment 1**

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Email: \_\_\_\_\_

**to Assignment No. 6**

<b>COST WORKSHEET:</b>		<b>Total:</b>		<b>\$9,490.00</b>		<b>4/20/2021 20:01</b>	
# of Borings	Depth of borings	Footage	# of Samples				
2	50	100 ft	26	<b>Project Name - Brownsville Joint Tactical Training Facility (JTTF)</b> <b>Project Location - 8725 Southmost Boulevard</b> <b>City/State - Brownsville , Texas</b> <b>Proposal Number - 88205068</b>			
		0 ft					
0	0						
0	0						
<b>2 Boring(s)</b>		<b>Subtotal:</b>	<b>100 ft</b>	<b>26 Samples</b>			
<b>Drilling/Field</b>				<b>Total</b>			
Local Mobilization	1	day(s)	\$400	/day	<b>400.00</b>		
Straight Flight Auger	100	feet	\$16.00	/ft	<b>1,600.00</b>		
Field Tech to Stake Boring(s)	2	hour(s)	\$80.00	/hr	<b>160.00</b>		
Logger Trip to Site	8	hour(s)	\$80.00	/hr	<b>640.00</b>		
Hourly Rate for Standby, per hour		hour(s)	\$250.00	/hr	<b>0.00</b>		
Vehicle Charge, per day	1	day(s)	\$45.00	/day	<b>45.00</b>		
Water Reading(s)	1	hour(s)	\$80.00	/hr	<b>80.00</b>		
Project Manager in Field	2	hour(s)	\$135.00	/hr	<b>270.00</b>		
Vegetation Clearing, per hour		hour(s)	\$250.00	/hr	<b>0.00</b>		
Private Utility Locate, per hour		hour(s)	\$250.00	/hr	<b>0.00</b>		
<b>Subtotal</b>				<b>\$3,195.00</b>			
<b>Laboratory Testing</b>				<b>Total</b>			
Moisture Content	26	test(s)	\$8.00	/test	<b>\$208.00</b>		
Dry Density	4	test(s)	\$8.00	/test	<b>\$32.00</b>		
- 200	6	test(s)	\$45.00	/test	<b>\$270.00</b>		
Atterberg Limit	12	test(s)	\$55.00	/test	<b>\$660.00</b>		
Swell	2	test(s)	\$55.00	/test	<b>\$110.00</b>		
Unconfined Compression	4	test(s)	\$55.00	/test	<b>\$220.00</b>		
Sulfates		test(s)	\$55.00	/test	<b>\$0.00</b>		
<b>Subtotal</b>				<b>\$1,500.00</b>			
<b>Engineering Report/Time</b>				<b>Total</b>			
Principal	2	hour(s)	\$175.00	/hr	<b>\$350.00</b>		
Project Manager/Engineer	6	hour(s)	\$135.00	/hr	<b>\$810.00</b>		
CADD Technician	1	hour(s)	\$85.00	/hr	<b>\$85.00</b>		
Project Secretary	1	hour(s)	\$50.00	/hr	<b>\$50.00</b>		
Slope Stability	1	lump sum	\$3,500.00	/hr	<b>\$3,500.00</b>		
<b>Subtotal</b>				<b>\$4,795.00</b>			
<b>Total:</b>				<b>\$9,490.00</b>			

TFC Contract No. 18-099-000  
Terracon Consultants, Inc.  
Amendment No. 1 to Assignment No. 6

## **EXHIBIT B**

**LIST OF A/E PROJECT MANAGER  
AND  
SUBCONTRACTORS  
Terracon Consultants, Inc. 1506 Mid Cities Drive  
Pharr, TX 78577  
Alfonso A. Soto, P.E.**

A. Project Manager:		Name: Alfonso A. Soto, P.E. Company: Terracon Consultants, Inc. Address: 1506 Mid Cities Drive - Pharr, TX 78577 Cell Phone: (956) 884 9582 Email: alfonso.soto@terracon.com
B. Project Manager:		Name: Martin Reyes Company: Terracon Consultants, Inc. Address: 1506 Mid Cities Drive - Pharr, TX 78577 Cell Phone: (956) 285 0557 Email: martin.reyes@terracon.com
C. Subcontractors	1.	Name: Santiago G. Gonzalez III Company: Southwest Drilling Address: 210 S. Flores Street - Rio Grande City, TX 78582 Cell Phone: (956) 227 3817 Email: 492bbq@gmail.com
	2.	Name: Cody Huey Company: Ground Penetrating Radar System, LLC Address: 5217 Monroe St. Toledo, OH 43623 Cell Phone: (361) 219 4935 Email: Cody.Huey@gprsinc.com
	3.	Name: Joshua Gonzales Company: Ground Penetrating Radar System, LLC Address: 5217 Monroe St. Toledo, OH 43623 Telephone: (361) 424 2258 Email: Joshua.Gonzales@gprsinc.com
	4.	